

## **REPORTS DOCKET**

June 2: Land Use	Continued
June 3: Public Safety & Transportation; Public Facilities	Page 396
June 8: Finance; Zoning & Planning	Monday, June 1, 2015
June 9: Land Use	7:45 PM, Newton City Hall
June 10: Programs & Services	To be reported on
	<b><u>MONDAY, June 15, 2015</u></b>

### **CITY OF NEWTON**

#### **IN BOARD OF ALDERMEN**

#### **UNFINISHED BOARD BUSINESS**

*Item Postponed on June 1 to Date Certain of June 15:*

##### **REFERRED TO LAND USE COMMITTEE**

#366-14     **ARMAN CHITCHIAN** petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct an addition and reconfigure an existing two-family dwelling to two side-by-side attached dwellings, which will increase the Floor Area Ratio from .24 to .42, 41where ~~.36~~ .38 (with the 2% bonus) is allowed, at 143 LINCOLN STREET, Ward 5, NEWTON HIGHLANDS, on land known as SBL 52, 1, 18, containing approximately 11,775 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2012. *A public hearing was opened and continued on 12/9/2014, continued to February 10, 2015; continued on March 17 Hearing closed; Approved as Amended 6-0-1 on March 31, 2015*  
*Item recommitted by Board of Aldermen on April 6, 2015; Postponed on May 18 to Date Certain of June 1.*  
**LAND USE COMMITTEE APPROVED 7-0-1 (Harney abstaining) on May 5, 2015 (90 days: 6-29-15)**

*Item Postponed on May 18 to Date Certain of June 15, 2015:*

##### **REFERRED TO ZONING & PLANNING COMMITTEE**

#376-14     **PLANNING & DEVELOPMENT DEPARTMENT** requesting that **Chapter 30 ZONING** be deleted in its entirety and replaced with the Zoning Reform Phase 1 Zoning Ordinance. [10/22/14 @ 7:48PM]  
**HEARING CLOSED; APPROVED 3-0-1 as amended to correct typographical and other minor errors (Yates abstaining; Baker not voting) on May 11, 2015**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, June 2, 2015

Present: Ald. Laredo (Chairman), Ald. Albright, Cote, Crossley, Lennon, Lipof, Schwartz, and Harney; also present: Ald. Fuller, Norton, Johnson, Baker, Leary, Baker, Danberg, Sangiolo, Brousal-Glazer, Blazer, Hess-Mahan, and Yates

*A Public Hearing was opened on the following item:*

#119-15 AUSTIN STREET PARTNERS, LLC/CITY OF NEWTON petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to redevelop an existing municipal parking lot, declared surplus by the Board of Aldermen on February 6, 2012, into a mixed use residential building providing 68 units of housing, approximately 5,000 sf of commercial space, approximately 90 underground parking spaces appurtenant to the proposed residences and commercial space and 127 public parking spaces at grade at 28 AUSTIN STREET, Ward 2, Newtonville, on land known as SBL 24, 9, 15, containing approximately 74,480 sf of land in a district zoned MIXED USE 4. Ref: Sec. 30-24, 30-23, 30-21(b), 30-15(w)(2), (w)(4)b), 30-15 Table 3, 30-13(h), (h)(2) Table B, 30-13(j)(1), (2), and (3), 30-19(d)(2), (10), (11), (12), and (13), 30-19(e), 30-19(h)(1), (2)a) and b), 30-19(i)(1) and (2), 30-19 (j)(1), 30-19 (k); 30-19 (l) Table 3, and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

**HEARING CONTINUED TO JUNE 9, 2015**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, June 9, 2015

Present: Ald. Laredo (Chairman), Ald. Cote, Albright, Schwartz, Crossley, Harney, Lipof, and Lennon; also present: Ald. Blazar, fuller, Yates, Hess-Mahan, Leary, Norton, Baker, Sangiolo, Johnson, and Danberg

#129-14(2) MICHAEL & MARTHA GANGEMI request for an EXTENSION OF TIME in which to EXERCISE SPECIAL PERMIT/SITE PLAN APPROVAL #129-14, granted on May 19, 2014, to replace an existing detached garage with a new detached garage at the rear of an existing single-family home, which will increase the nonconforming Floor Area Ratio from .36 to .37, where .29 is the maximum allowed by right, at 96 LENOX STREET, Ward 2, West Newton; said EXTENSION will run from May 19, 2015 to May 19, 2016. Ref: Sec 30-24(c)(5) of the City of Newton Rev Zoning Ord, 2012.

**EXTENSION OF TIME APPROVED 5-0 (Harney, Lipof, and Lennon not voting)**

*A Public Hearing opened on June 2 was continued:*

#119-15 AUSTIN STREET PARTNERS, LLC/CITY OF NEWTON petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to redevelop an existing municipal parking lot, declared surplus by the Board of Aldermen on February 6, 2012, into a mixed use residential building providing 68 units of housing, approximately 5,000 sf of commercial space, approximately 90 underground parking spaces appurtenant to the proposed residences and commercial space and 127 public parking spaces at grade at 28 AUSTIN STREET, Ward 2, Newtonville, on land known as SBL 24, 9, 15, containing approximately 74,480 sf of land in a district zoned MIXED USE 4. Ref: Sec. 30-24, 30-23, 30-21(b), 30-15(w)(2), (w)(4)b), 30-15 Table 3, 30-13(h), (h)(2) Table B, 30-13(j)(1), (2), and (3), 30-19(d)(2), (10), (11), (12), and (13), 30-19(e), 30-19(h)(1), (2)a) and b), 30-19(i)(1) and (2), 30-19 (j)(1), 30-19 (k); 30-19 (l) Table 3, and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

**HEARING CONTINUED TO DATE TO BE DETERMINED**

**REFERRED TO ZONING & PLANNING COMMITTEE**

Monday, June 8, 2015

Present: Ald. Johnson (Chairman), Danberg, Baker, Hess-Mahan, Leary, Kalis, Sangiolo and Yates; also present: Ald. Gentile, Ciccone, Norton, Brousal-Glaser, Rice, Blazar, Fuller, Lappin, Albright and Crossley; Planning & Development Board Present: Scott Wolf, Roger Wyner, John Gelcich, and Jonathan Yeo

**REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES**

#103-15 COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of one million fifty-seven thousand dollars (\$1,057,000) from the Community Preservation Fund to the control of the Director of Planning & Development, to create additional units of permanently affordable housing through the Newton Homebuyer Assistance Program, as described in the proposal submitted in March 2015. 04/13/15 @ 10:18 AM]

**FINANCE APPROVED 6-0-2 (Blazar, Norton abstaining) abstaining) on 06/08/15**

**APPROVED 4-0-2 (Sangiolo, Danberg abstaining; Kalis, Baker not voting)**

**REFERRED TO ZONING & PLANNING, LAND USE AND FINANCE COMMITTEES**

#104-15 ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department with the following information: How many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify to be included on the State's Subsidized Housing Inventory List. If a property is not currently on the list, what can be done to make it eligible. [04/09/15 @ 12:00PM]

**FINANCE HELD 8-0 on 06/08/15**

**HELD 6-0 (Kalis, Baker not voting)**

#23-15 ACTING DIRECTOR OF PLANNING & DEVELOPMENT requesting amendments to the official zoning map in order to correct discrepancies between Board of Aldermen actions and the boundaries of zoning districts as shown on the map and to better align zoning district boundaries with property lines and other features to reduce the number of split lots and other map anomalies. [01/09/15 @ 10:09AM]

**APPROVED AS AMENDED 6-0-2 (Sangiolo, Yates abstaining)**

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

Present: Ald. Sangiolo (Chairman), Ald. Hess-Mahan, Norton, Baker, Blazar Rice, Leary, and Kalis; also present: Ald. Albright, Brousal-Glaser, Ciccone, Cote, Crossley, Fuller, Gentile, Harney, Johnson, and Yates

#137-15 THE NEWTON ELECTION COMMISSIONERS requesting that the Board of Aldermen move the polling locations currently located at the Memorial Spaulding, Countryside, and Bowen Schools to the Newton South High School Gym; and that the polling location currently at Fire Station #1 be moved to the Grace Episcopal Church. This request is being made to provide better voting locations for Newton's voters. [05/19/15 @ 3:53PM]

**(A) Newton South – HELD 4-0 (Rice, Leary, Kalis, Blazar not voting)**

**(B) Grace Episcopal Church – APPROVED 7-0 (Blazar not voting)**

#31-15 PROGRAMS & SERVICES COMMITTEE proposing an ordinance to limit the use of leafblowers. [01/26/15 @ 2:20PM]

**HELD 8-0**

#31-15(2) THE PROGRAMS & SERVICES COMMITTEE requesting to amend *Chapter 20-13, Noise Control*, relative to time restrictions on the use of yard, garden or grounds maintenance equipment. [03/19/15 @ 12:14PM]

**HELD 8-0**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, June 3, 2015

Present: Ald. Ciccone (Chair), Yates, Cote, Fuller, Lipof, Schwartz and Harney; absent: Ald. Johnson; also present: Ald. Gentile and Sangiolo

**REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES**

#130-15 HIS HONOR THE MAYOR, requesting authorization to appropriate the sum of one hundred fifty thousand dollars (\$150,000) from Free Cash for the purpose of improving traffic signalization at several intersections throughout the City. [05/11/15 @ 5:00 PM]

**FINANCE APPROVED 8-0 on June 8, 2015**

**APPROVED 6-0-1, Schwartz abstaining**

**REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES**

- #129-15 HIS HONOR THE MAYOR, requesting authorization to appropriate the sum of two million dollars (\$2,000,000) from bonded indebtedness for the purpose of improving the traffic signals at several intersections in Auburndale and traffic improvements in Nonantum and Oak Hill, as well as other areas of the City.  
[05/11/15 @ 5:00 PM]  
**FINANCE COMMITTEE SPLIT THE ITEM INTO PART A AND B**  
**(A) \$1.2 MILLION FOR AUBURNDALE TRAFFIC IMPROVEMENT PLAN - FINANCE HELD and REFERRED TO PUBLIC FACILITIES COMMITTEE 8-0 on 06/08/15**  
**(B) \$800,000 FOR TRAFFIC IMPROVEMENTS AT VARIOUS LOCATIONS WITHIN THE CITY - FINANCE APPROVED 7-0-1 (Fuller abstaining) on 06/08/15**  
**APPROVED 6-0-1 (Schwartz abstaining)**

**REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES**

- #130-15 HIS HONOR THE MAYOR, requesting authorization to appropriate the sum of one hundred fifty thousand dollars (\$150,000) from Free Cash for the purpose of improving traffic signalization at several intersections throughout the City.  
[05/11/15 @ 5:00 PM]  
**APPROVED 8-0 on June 8, 2015**  
**APPROVED 6-0-1, Schwartz abstaining**
- #201-13(3) 128 BUSINESS COUNCIL, requesting an amendment to board order #201-13(2) of the Needham Shuttle Bus License, which includes revisions and approval to change bus operator and vehicle specifications. [05/08/15 @ 9:21 AM]  
**APPROVED 6-0-1 (Yates abstaining)**
- #138-15 TRIP ADVISOR, requesting **four (4) new bus licenses** to provide employee-only shuttle service. [05/26/15 @ 10:37 AM]  
**APPROVED 6-0-1 (Yates abstaining)**

**REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES**

- #465-14 ALD. SANGIOLO, GENTILE AND HARNEY, requesting a discussion regarding reducing the fee charged to residents for permit parking programs.  
[11/17/14 @ 12:40 PM]  
**HELD 6-0 (Lipof not voting )**
- #310-14 ALD. YATES requesting a RESOLUTION to His Honor the Mayor asking that the Director of Public Engagement develop a public outreach program in partnership with the Massachusetts Department of Transportation re the Add-a Lane Project on Route 128, including but not limited to emails to aldermen and members of the Upper Falls, Waban, and Newton Highlands Neighborhood Area Councils, and create a prominent link on the city's website to the new Department of Transportation website page on the project [07/31/14 @ 12:12 PM]  
**HELD 6-0 (Lipof not voting )**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, June 3, 2015

Present: Ald. Crossley (Chair), Lennon, Brousal-Glaser, Gentile, Danberg, Laredo, and Lappin;  
absent: Ald. Albright; also present: Ald. Fuller

- #111-15      STEPHEN & KAJAL VICINELLI, 82 Lenox Street, West Newton petitioning for a main drain extension in LENOX STREET from the existing main drain in front of 96 Lenox Street northerly 112' ± to a proposed manhole in Lenox Street. (Ward 3) [04/21/15@ 1:31 PM]  
**PETITIONER TO PAY ENTIRE COST**  
**APPROVED 4-0 (Danberg, Gentile, Laredo not voting)**

- #139-15      HIS HONOR THE MAYOR requesting approval of the City's acquisition of a public way easement from Boston College for the relocation of a portion of the sidewalk on Commonwealth Avenue. In order to relocate the Boston College shuttle bus stop near the Boston College Middle Campus gate and the abutting sidewalk to create an adequate turn-out area for the shuttle bus, Boston College will provide a permanent easement on 367' ± of its land for the relocation of the City sidewalk.  
**APPROVED 5-0-1 (Danberg abstaining; Gentile not voting)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #144-15      COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of four hundred thousand dollars (\$400,000) from the Community Preservation Fund to the control of the Public Buildings Department, to complete the Museum Archives, Accessibility and Fire Suppression project, as described in the supplemental funding request submitted in April 2015. [05/18/15 @ 3:51 PM]  
**FINANCE APPROVED 8-0 on 06/08/15**  
**APPROVED 5-0-2 (Gentile and Lappin abstaining)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #131-15      HIS HONOR THE MAYOR requesting authorization to transfer the sum of eighty thousand dollars (\$80,000) from the Public Works Snow Overtime Account to the Public Works Vehicle Repairs Account for the purpose of funding additional repair work required due to the historic amount of snow this past winter. [05/11/15 @ 4:18 PM]  
**FINANCE APPROVED 8-0 on 06/08/15**  
**APPROVED 6-0 (Gentile not voting)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #132-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of two hundred thousand dollars (\$200,000) from the Public Works Full Time Wages/Street Maintenance Account to the Public Works Electrical Equipment Account for the purpose of funding additional repair work required this year. [05/11/15 @ 4:18 PM]  
**FINANCE APPROVED 8-0 on 06/08/15**  
**APPROVED 7-0**

**REFERRED TO FINANCE COMMITTEE**

Monday, June 8, 2015

Present: Ald. Gentile (Chairman), Ciccone, Norton, Brousal-Glaser, Rice, Blazar, Fuller, and Lappin; Also present: Ald. Albright, Baker, Crossley, Danberg, Hess-Mahan, Johnson, Kalis, Leary, Lennon, Sangiolo, and Yates

**REFERRED TO PROG & SERV, PUB FACILITIES, AND FINANCE COMMITTEES**

- #118-15 HIS HONOR THE MAYOR requesting authorization to acquire real property for municipal purposes at 15 Walnut Park, Newton more commonly referred to as Lot 1B, as shown on a subdivision plan dated August 30, 2010 and recorded in Middlesex County Registry of Deeds as Plan No. 746 of 2010, and for authorization to appropriate and expend fifteen million seven hundred fifty thousand dollars (\$15,750,000) from bonded indebtedness for the purpose of purchasing the property. [04/29/15 @ 12:01PM]  
**PROGRAMS & SERVICES APPROVED 6-0 on 05/06/15; PUBLIC FACILITIES APPROVED 7-0 on 05/06/15; FINANCE APPROVED 6-0 ON 05/27/15**  
**FULL BOARD RECOMMITTED TO FINANCE ON 06/01/15**  
**APPROVED 7-0-1 (Brousal-Glaser abstaining)**

**REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES**

- #103-15 COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of one million fifty-seven thousand dollars (\$1,057,000) from the Community Preservation Fund to the control of the Director of Planning & Development, to create additional units of permanently affordable housing through the Newton Homebuyer Assistance Program, as described in the proposal submitted in March 2015. 04/13/15 @ 10:18 AM]  
**ZONING & PLANNING APPROVED 4-0-2 (Danberg, Sangiolo abstaining; Baker, Kalis not voting) on 06/08/15**  
**APPROVED 6-0-2 (Blazar, Norton abstaining)**

**REFERRED TO ZONING & PLANNING, LAND USE AND FINANCE COMMITTEES**

- #104-15 ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department with the following information: How many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify to be included on the State's Subsidized Housing Inventory List. If a property is not currently on the list, what can be done to make it eligible. [04/09/15 @ 12:00PM]  
**ZONING & PLANNING HELD 6-0 (Baker, Kalis not voting) on 06/08/15**  
**HELD 8-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #144-15 COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of four hundred thousand dollars (\$400,000) from the Community Preservation Fund to the control of the Public Buildings Department, to complete the Museum Archives, Accessibility and Fire Suppression project, as described in the supplemental funding request submitted in April 2015. [05/18/15 @ 3:51 PM]  
**PUBLIC FACILITIES APPROVED 5-0-2 (Gentile and Lappin abstaining) on 06/03/15**  
**APPROVED 8-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #132-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of two hundred thousand dollars (\$200,000) from the Public Works Full Time Wages/Street Maintenance Account to the Public Works Electrical Equipment Account for the purpose of funding additional repair work required this year. [05/11/15 @ 4:18 PM]  
**PUBLIC FACILITIES APPROVED 7-0 on 06/03/15**  
**APPROVED 8-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #131-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of eighty thousand dollars (\$80,000) from the Public Works Snow Overtime Account to the Public Works Vehicle Repairs Account for the purpose of funding additional repair work required due to the historic amount of snow this past winter. [05/11/15 @ 4:18 PM]  
**PUBLIC FACILITIES APPROVED 6-0 (Gentile not voting) on 06/03/15**  
**APPROVED 8-0**

**REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES**

- #130-15 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one hundred fifty thousand dollars (\$150,000) from Free Cash for the purpose of improving traffic signalization at several intersections throughout the City.  
**PUBLIC SAFETY APPROVED 6-0-1 (Schwartz abstaining) on 06/03/15**  
**APPROVED 8-0**



**REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES**

- #129-15 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two million dollars (\$2,000,000) from bonded indebtedness for the purpose of improving the traffic signals at several intersections in Auburndale and traffic improvements in Nonantum and Oak Hill, as well as other areas of the City. [05/11/15 @ 5:00 PM]  
**PUBLIC SAFETY APPROVED 6-0-1 (Schwartz abstaining) on 06/03/15**  
**FINANCE COMMITTEE SPLIT THE ITEM INTO PART A AND B**  
**(A) \$1.2 MILLION FOR AUBURNDALE TRAFFIC IMPROVEMENT**  
**PLAN and REFERRED TO PUBLIC FACILITIES COMMITTEE**  
**HELD 8-0**  
**(B) \$800,000 FOR TRAFFIC IMPROVEMENTS AT VARIOUS**  
**LOCATIONS WITHIN THE CITY**  
**APPROVED 7-0-1 (Fuller abstaining)**
- #128-15 HIS HONOR THE MAYOR requesting authorization to enter into a five-year contract for the curbside collection of solid waste and recyclables. [05/11/15 @ 4:30 PM]  
**APPROVED 6-0-2 (Gentile and Lappin abstaining)**
- #142-15 HIS HONOR THE MAYOR requesting authorization to accept and expend the Edward J. Byrne Memorial Justice Assistance Grant in the amount of twenty-nine thousand nine hundred fourteen dollars and ten cents (\$29,914.10) for the purpose of purchasing law enforcement equipment. [05/27/15 @ 2:01 PM]  
**APPROVED 8-0**
- #143-15 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of twenty thousand dollars (\$20,000) from Free Cash for fees relating to the transport and disposal of railroad ties in order to expedite the completion of the "Rail Trail Project." [05/27/15 @ 2:00 PM]  
**APPROVED 7-0-1 (Ciccone abstaining)**
- #145-15 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one hundred twelve thousand nine hundred seventy-six dollars and sixty-one cents (\$112,976.61) from E-Rate Reimbursements Funds collected through May 2015 for the purpose of school technology purchases. [04/30/12 @ 5:08 PM]  
**APPROVED 7-0 (Brousal-Glaser not voting)**

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The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, please contact the Newton ADA Coordinator, John Lojek, at least two days in advance of the meeting: [jlojek@newtonma.gov](mailto:jlojek@newtonma.gov) or 617-796-1145. For Telecommunications Relay Service dial 711.